

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK-----x  
GERALD FOREMAN,Plaintiff, :  
: **ORDER**  
- against - : 07 Civ. 3839 (DC)ERIC S. ORZICK et al.,Defendants, :  
:-----x

CHIN, D.J.

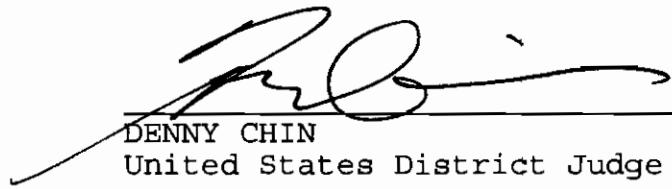
Pro se Plaintiff Gerald Foreman filed this prisoner  
§ 1983 action on May 16, 2007. On October 12, 2007, I issued an  
order, advising plaintiff that if he did not file an affidavit of  
service with the Court attesting to service of the summons and  
complaint on the defendant by November 12, 2007, the above-  
captioned action would be dismissed without prejudice. The order  
was returned unopened on October 25, 2007, as plaintiff was no  
longer located at his address of record. The Court was  
subsequently informed by the Pro Se office that plaintiff had  
been discharged and had not provided the Court an updated  
address. Successive attempts to obtain plaintiff's current  
address have been unsuccessful. As plaintiff has failed to  
update his address or file an affidavit of service with the

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Court, it is HEREBY ORDERED that the above-captioned action is dismissed without prejudice in accordance with Fed. R. Civ. P. 4 (m) .

SO ORDERED.

Dated: New York, New York  
August 25, 2008



DENNY CHIN  
United States District Judge